GOVERNMENT OF INDIA
PANCHAYATI RAJ
LOK SABHA

UNSTARRED QUESTION NO:4715
ANSWERED ON:04.05.2012
PESA ACT
Natrajan Meenakshi;Satpathy Shri Tathagata

Will the Minister of PANCHAYATI RAJ be pleased to state:

(a) whether the Panchayats (Extension to Scheduled Areas) Act, 1996 (PESA) recommends the States to formulate relevant rules under the Act;

(b) if so, the details thereof;

(c) the names of States which have complied and implemented the provisions of the said Act;

(d) the names of States which have yet to comply and implement provisions of the said Act alongwith the reaction of the Union Government thereto;

(e) whether the Government proposes to review the said Act; and

(f) if so, the details and present status thereof?

Answer

MINISTER OF PANCHAYATI RAJ (SHRI V. KISHORE CHANDRA DEO)

(a) & (b): No, Madam.

(c) & (d): The status of compliance with the PESA Act by the nine States is given in Annex-I. The Ministry of Panchayati Raj has issued detailed guidelines for the implementation of PESA and is actively pursuing through meetings and field visits, the issue of amending state laws to make them compliant with PESA. The Ministry has also framed and circulated Model PESA Rules to all nine PESA States. Andhra Pradesh and Himachal Pradesh have framed and notified their Rules for the implementation of PESA.

(e) & (f): A proposal to amend certain provisions of the PESA Act is under consideration. The proposed amendments which are listed in Annex-II, were circulated to all PESA States and concerned Union Ministries for comments. Comments have been received from Jharkhand, Orissa, Himachal Pradesh, Rajasthan, Maharashtra and almost all the Central Ministries concerned.